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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In Re

Case No. 24-41037

Sheltering Arms Children and Family
Services Inc.

Debtor

Chapter 11
Honorable Jill Mazer Marino

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**MOTION OF CHILD SEX ABUSE SURVIVORS-CREDITORS FOR ENTRY OF AN
ORDER PURSUANT TO BANKRUPTCY RULE 2004 AUTHORIZING AND
DIRECTING THE PRODUCTION OF DOCUMENTS BY THE DEBTOR**

Child Sex Abuse Survivors (the “Survivors”) through their undersigned counsel, files this *Motion of Child Sex Abuse Survivors-Creditors For Entry of An Order Pursuant to Bankruptcy Rule 2004 authorizing and Directing the Production of Documents by the Debtor* (the “Motion”), seeking documents relating to corporate governance, insurance policies, financial assets and reports of abuse. The Survivors filed complaints in the Supreme Court of the State of New York, County of New York pursuant to the New York Child Victims Act (CVA), CPLR §214-g. In support of the Motion, the Survivors respectfully states as follows:

PRELIMINARY STATEMENT

1. On February 14, 2019, The New York Child Victims Act (“CVA”) was signed into law. The CVA opened a window for survivors of childhood sexual abuse to bring lawsuits that were previously barred by New York’s Statute of Limitations.

2. Specifically, the Senate Bill S2440 “... amend[s] the civil practice law and rules, in relation to the statute of limitations for civil actions related to sexual offenses committed against a child, reviving such actions otherwise barred by the existing statute of limitations and granting trial preferences to such actions.” (S. S2440, 2019 Leg., 2019-2020 Reg Sess. (NY 2019).
3. The purpose of the CVA was to allow child sex abuse survivors the opportunity to seek justice and for sexual abusers and their institutional enablers to face accountability.
4. The child sex abuse survivors are the majority of the creditors in this bankruptcy case; however, the Debtors failed to acknowledge on their Schedule of the *20 Largest Unsecured Claims* 30 unliquidated sexual abuse claims that were filed against them following the enactment of the CVA.
5. The concern of the Survivors is that the Debtors comply with the requirements of 11 U.S.C. § 1187(a)(b) and §1161(1)(2)(4)(5)(6), and Rule 2015(b), which involve analyzing insurance policies, reviewing financial theories for Debtors’ plan, and reviewing reports of child sex abuse.

II. JURISDICTION AND VENUE

6. This Court has jurisdiction to consider this matter pursuant to 28 U.S.C §§157 and 1334. This is a core proceeding pursuant to 28 U.S.C§ 157(b).
7. Venue is proper before this Court pursuant to 28 U.S.C §§1408 and §1409. The statutory basis for relief requested herein are §§105(a) and Rule 2004.

III. RELEVANT BANKGROUND

A. The Bankruptcy Case.

8. On March 7, 2024 (the “Petition Date”), the Debtor commenced the bankruptcy case by filing a voluntary petition for relief under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Eastern District of New York (the “Court”) [ECF Docket No. 1, 24-41037, ECF Docket No.1].
9. The Meeting of Creditors 341 was scheduled for April 8, 2024, and adjourned to April 22, 2024. (ECF Docket No. 57).
10. *The Motion to Set Last Day of Proof of Claims* was filed on May 7, 2024, and the *Order Establishing Deadline for Filing Proof of Claim* was signed on June 13, 2024, with Proof of Claims due by July 31, 2024. (ECF Docket No. 98).
11. A request for insurance documentation was first requested from the Debtor on August 26, 2025, and to date, no responsive documents or information has been produced. (Exhibit A).

IV. STANDARD FOR GRANTING RULE 2004 MOTION

12. Bankruptcy Rule 2004(a) provides that, “[o]n motion of any party in interest, the court may order the examination of any entity.” Bankr. Rule 2004(a). The examination may relate to the liabilities and financial condition of the debtor “or to any matter which may affect the administration of the debtor’s estate, or to the debtor’s right to a discharge.” Bankr. Rule 2004(b).
13. The general purpose of Rule 2004 is to “assist a party in interest in determining the nature and extend of the bankruptcy estate, revealing assets, examining transactions, and assessing whether wrongdoing has occurred.” *In re Recoton Corp.*, 307 B.R 751,755

(Bankr. S.D.N.Y. 2004) (citation omitted); see also *In re Lufkin* 255 B.R. 204, 208 (Bankr. E.D. Tenn 2000) (Rule 2004’s purpose is to “determine the condition, extent and location of the debtor’s estate in order to maximize distribution to unsecured creditors”). Rule 2004 “necessarily permits a broad investigation into the financial affairs of debtors to assure the proper administration of bankruptcy estates.” *In re Symington*, 209 B.R. 678, 683-84 (Bankr. D. Md. 1997).

14. Unlike discovery under the Federal Rules of Civil Procedure, discovery under Bankruptcy Rule 2004 can be used to investigate pre-litigation claims. See e.g. *In re Hughes*, 281 B.R. 224, 226 (Bankr. S.D.N.Y. 2002). As such, a Bankruptcy Rule 2004 motion need not be tied to specific factual allegations or issues between the parties. *In re Symington*, 209 B.R. 678,683 (Bankr. D. Md. 1997) (Bankruptcy Rule permits “examination of any party without the requirement of a pending adversary proceeding or contested matter”).
15. Moreover, the scope of a Bankruptcy Rule 2004 examination is broader than that of discovery under the Federal Rules of Civil Procedure or related Bankruptcy Rules governing adversary proceedings. *In re Ecam Publishing Inc.*, 131 B.R. 556, 559 (Bankr. S.D.N.Y. 1991); see also *In re Drexel Burnham Lambert Group Inc.*, 123 B.R. 702,711 (Bankr. S.D.N.Y. 1991) (“[T]he scope of a Rule 2004 examination is very broad. Rule 2004 Discovery is broader than discovery under the Federal Rules of Civil Procedure.”) In fact, courts have recognized that Bankruptcy Rule 2004 examination may be “broad” and “unfettered” and can legitimately be in the nature of a “fishing expedition.” *In Re Countrywide Home Loans, Inc.* 384 B.R. 373, 400 (Bankr. W.D. Pa 2008); see also *In Re Lev*, 2008 WL 207523, at *3 (Bankr. D.N.J. 2008); *In re Bakalis*, 199 B.R. 443, 447

(Bankr. E.D.N.Y. 1996); *In Re Bennett Funding Group, Inc.*, 203 B.R. 24, 28 (Bankr. N.D.N.Y. 1996) (Rule 2004's purpose is to assist in "revealing the nature and extent of the estate, and to discover assets of the debtor which may have been intentionally or unintentionally concealed"); *In Re Valley Forge Plaza Assocs.*, 109 B.R. 669, 674 (E.D. Pa 1990).

16. By this Motion the Survivors respectfully request entry of an order pursuant to Bankruptcy Rule 2004 in the form attached hereto as Exhibit A, authorizing and directing the production of documents by the Debtors described in Exhibit A-1 in accordance with a duly issued subpoena.
17. This list is not exhaustive, and the Survivors reserve the right to amend and supplement the categories of inquiry set forth in Exhibit A-1.
18. The Survivors need this information to assess, among other matters, amounts available to pay damages under a negotiated plan of reorganization. The relief requested is consistent with Rule 2004 and supported by good cause. Accordingly, the Survivors request authority to issue a subpoena authorizing and directing the production of documents by the Debtor.

NOTICE

19. Notice of this Motion has been served on (a) the U.S. Trustee; (b) The Debtors' Counsel, and (c) all registered users of the CM/ECF system who have appeared in this case to date. In light of the nature of the relief requested herein, the Survivors submit that no other or further notice is required.

WHEREFORE, Herman Law, on behalf of the Survivors, respectfully requests that this Court (i) enter an order substantially in the form attached hereto as Exhibit A, granting relief sought herein, including the production of documents described in Exhibit A-1. And (ii) granting such other and further relief as the Court deems proper.

Dated: February 6, 2026

RESPECTFULLY SUBMITTED

A handwritten signature in blue ink, reading "Stuart Mermelstein", is positioned above a horizontal line.

Stuart Mermelstein, Esq.

HERMAN LAW

EXHIBIT A
(Proposed Order)

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

-----X
In Re

Case No. 24-41037

Sheltering Arms Children and Family
Services Inc.

Debtor

Chapter 11
Honorable Jill Mazer Marino

-----X

**ORDER GRANTING MOTION OF CHILD SEX ABUSE SURVIVORS-
CREDITORS FOR ENTRY OF AN ORDER PURSUANT TO BANKRUPTCY
RULE 2004 AUTHORIZING AND DIRECTING THE PRODUCTION OF
DOCUMENTS BY THE DEBTOR**

This matter coming before the Court on the Motion by Child Sex Abuse Survivors-Creditors for an *Entry of an Order Pursuant to Bankruptcy Rule 2004 Authorizing and Directing the Production of Documents by the Debtor* (the “Motion”); the Court having reviewed and considered the Motion and accompanying papers, and papers filed in opposition; and after due deliberation the Court having found and concluded that the Motion has established sufficient cause for the relief granted herein, and no additional notice being required except as set forth herein,

IT IS HEREBY ORDERED that:

1. The Motion is **GRANTED** pursuant to Fed. Rule of Bankr. P 2004.
2. The Survivors, through their attorneys, Herman Law, are authorized to issue a subpoena to the Debtor for the production of records and documents as described in Exhibit A-1 to the Motion, with the production of records and documents to be made to the firm withing thirty (30) days of service of the subpoena or on such other date as may be agreed by the parties.

3. The foregoing is without prejudice to the assertion of any applicable privilege, provided that if the Debtor withholds production of a document on the basis of an asserted privilege it shall provide a privilege log setting forth a description (including date, author, and intended recipient) of the withheld document and the basis for the privilege asserted, including citation to any applicable rule.
4. Nothing contained herein shall prejudice Herman Law firm, on behalf of the Survivors, under the Federal Rules of Bankr. P. 2004 and other applicable laws to seek further or other document production and written or oral examination in connection with the case.
5. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Order.

Dated: New York, NY
_____, 2026

THE HONORABLE JILL MAZER MARINO
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT A-1
(Document Requests)

EXHIBIT A

Requests for Production of Documents to Sheltering Arms Children and Family Services Inc.

INSTRUCTIONS

- A. Unless otherwise specified, each request seeks DOCUMENTS dated or created during the twenty (20) years prior to the PETITION DATE, but HERMAN LAW reserves the rights to request older Documents after receiving DOCUMENTS responsive to these requests.**
- B. Please bates number each page of each DOCUMENT that YOU produce.**
- C. YOU are required to conduct a thorough investigation and produce all DOCUMENTS (as defined below) in YOUR possession, custody and control.**
- D. All/Any/Each. The terms “all”, “any”, and “each” shall each be construed as encompassing any and all.**
- E. And/Or. The connectives “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.**
- F. The use of the singular form of any word includes the plural and vice versa.**
- G. If YOU are unable to comply with a particular category(ies) of the requests below and DOCUMENTS responsive to the category are in existence, state the following information:**

1. The date of the DOCUMENT;
2. The type of DOCUMENT (e.g., letter, memorandum, report, etc.);
3. The name, address, telephone number and title of the authors(s) of the DOCUMENT;
4. The name, address, telephone number and title of EACH recipient of the DOCUMENT;
5. The number of pages in the DOCUMENT;
6. The Document Control number if any;
7. The present location(s) of the DOCUMENT and the name, address and telephone number of the person(s) who has (have) possession of the DOCUMENT;
8. A specific description of the subject matter of the DOCUMENT;
9. The reason why the DOCUMENT cannot be produced or why you are unable to comply with the particular category of request.

H. YOU are under a continuing duty to amend YOUR written response and to produce additional DOCUMENTS if you learn that the response or production is incomplete or incorrect in any material respect, and if the additional or corrective information has not otherwise been made known to the Herman Law Firm during the discovery process or in writing.

I. YOU are required to produce the full and complete original, or copies if the originals are unavailable, of each DOCUMENT responsive to the categories below along with all non-identical copies and drafts in their or their entirety, without abbreviations, except, or redactions. A copy may be produced in lieu of originals if the entirety (front and back where appropriate) of the DOCUMENTS is reproduced and YOU state by declaration under penalty of perjury that the copy provided is a true, correct, complete and accurate duplication of the original.

J. YOU are required to produce the DOCUMENTS as they are kept in the usual course of business, or to organize and label them to correspond with each category in these requests.

K. For ELECTRONICALLY STORED INFORMATION (“ESI”):

1. Herman Law Firm seeks to discuss with the Debtor and/or Producing Party to whom these requests are directed (a) potential search term for ESI responsive to each Request; (b) the potential custodians of ESI responsive to each Request and (c) the devices to be searched for ESI responsive to each request.
2. Produce DOCUMENTS in accordance with the instructions to be provided.
3. Maintain family integrity.
4. Perform custodian level de-duplication.
5. Produce a DAT load file with following metadata fields: Beginning Production Number, Ending Production Number, Beginning Attachment Number, End Attachment Number, Family ID, Page Count, Custodian, Original Location Path, Email Folder Path, Document Type, Document Author, Doc Last Author, Time Created, Date Last Accessed, Date Sent, Time Sent, Date Received, To, From, Cc, BCC, Email subject.

L. If YOU withhold or redact a portion of any DOCUMENT under a claim of privilege or other protection, then the document must be identified on a privilege log, which shall be produced contemporaneously with the non-privileged DOCUMENTS responsive to this Request for Production, and which privilege log shall state the following information:

1. The Date of the DOCUMENT;
2. The type of DOCUMENT (e.g. letter, memorandum, report, etc.);

3. The name, address, telephone number, and title of the author(s) of the DOCUMENT;
4. The name, address, telephone number and title of each recipient of the DOCUMENT;
5. The number of pages in the DOCUMENT;
6. The document control number, if any;
7. The present location(s) of the DOCUMENT and the name, address, and telephone number of the person(s) who has (have) possession of the DOCUMENT;
8. A general description of the subject matter of the DOCUMENT or the portion redacted without disclosing the asserted privilege or protected communication;
9. The specific privilege(s) or protection(s) that YOU contend applies.

DEFINITIONS

1. “ABUSE CLAIM” means any CLAIM against the Debtor brought pursuant to the New York Child Victims Act, CPLR 214-g, or otherwise arising from “childhood sex abuse” or “childhood physical abuse” as those terms are defined by 255.27, 255.26 and 255.25 of the New York Penal Law committed against a child less than eighteen years of age, or the use of a child in a sexual performance as defined in section 263.05 of the New York Penal Law.
2. “AFFILIATES” refers to any social and community service organization operating within or under the control Sheltering Arms Children and Family Services, Inc.
3. “BANKRUPTCY CASE” refers to the bankruptcy case styled *Sheltering Arms Children and Family Services Inc.* filed in the United States Bankruptcy Court of the Eastern District of New York Case No. 24-41037(jmm).
4. “CLAIM” means any “claim” as define by 11 U.S.C §101(5).
5. “COMMUNICATION” means the transmittal of information (in the form of facts, ideas, inquiries or otherwise).

6. “DOCUMENT” is synonymous in meaning and equal in scope to the usage of the term “document or electronically stored information” in the Federal Rules of Civil Procedure 34(a)(1)(A). A draft or non-identical copy is a separate document within the meaning of this term. A DOCUMENT includes written COMMUNICATION.
7. “EVIDENCING” has the same meaning as RELATING TO.
8. “IDENTIFY” and “IDENTIFYING” shall have the following meanings:
 - a. *With respect to PERSONS*: When referring to a PERSON, “to identify” means to give, to the extent known, the PERSON’S full name, present and last known address; and when referring to a natural person, additionally, the present or last known place of employment. Once a PERSON has been identified in accordance with this definition, only the name of that PERSON need to be listed in response to subsequent discovery requesting the IDENTIFICATION of that person.
 - b. *With respect to DOCUMENTS*: When referring to DOCUMENTS, “to identify” means to give, to the extent known, the (i) type of DOCUMENT; (ii) general subject matter; (iii) the date of the DOCUMENT; and (iv.) author(s) addressee(s) and recipient(s). In the alternative, YOU may produce the DOCUMENTS, together with identifying information sufficient to satisfy Federal Rule of Civil Procedure 33(d).
9. “INSURANCE POLICIES” means any and all insurance policies issued to YOU or any of your AFFILIATE(S) to which YOU could make a CLAIM in the proceeds thereof, including as an insured, a named insured, additional insured or otherwise. INSURANCE

POLICIES also includes any similar contract for the transfer of risk or the sharing of risk issued to, or entered into by, YOU or any of your AFFILIATE(S).

10. "INSURER" refers to any insurer who issued a policy to anyone identified as being insured by the insurance company.
11. "PERSONAL PROPERTY" means tangible and intangible assets other than REAL PROPERTY.
12. "PERSONS" is any natural person, juridical person, or any legal entity, including, without limitation, any business, religious, or governmental entity or association.
13. "PETITION DATE" means March 7, 2024.
14. "REAL PROPERTY" means land and immovable property on land such as buildings.
15. "RELATING TO" means concerning, referring to, describing, evidencing or constituting.
16. "SEXUAL ABUSE" means conduct giving rise to an ABUSE CLAIM.
17. "SURVIVOR" refers to a natural PERSON who has or had an ABUSE CLAIM.
18. "TRUST" means a legal entity under a TRUST AGREEMENT naming as a party YOU and /or any AFFILIATE.
19. "TRUST AGREEMENT" means to a written or oral arrangement that evidence, or purports to evidence a TRUST, and includes declarations of trust and all amendment to such arrangements.
20. "YOU" means Sheltering Arms Children and Family Services, Inc.

DOCUMENT REQUESTS

Financial Information

1. Copies of electronic accounting or management system(s) (e.g. Acumatica, Epicor, QuickBooks, Navision, Financial Edge, FIMS) RELATING TO the debtors and their AFFILIATE(S).
2. Annual (audited, compiled, reviewed or unaudited) and monthly (unaudited) financial statements (including balance sheet, income statement, and statement of cash flow), including accompanying notes and disclosures of the debtors. For unaudited annual or monthly financial statements, please provide the date in Excel (e.g., balance sheets, income statements, cash flow).
3. Chart(s) of accounts (including open/active accounts, closed/ inactive accounts, departments, divisions, segments, projects, programs etc.) for debtors and their AFFILIATE(S).
4. ALL DOCUMENTS RELATING TO any secured and unsecured debt, line of credit, loan payable, note payable, or guarantee by the debtors and their AFFILIATE(S) for the 25 years prior to the PETITON DATE.
5. Copies of all auditor workpapers and “Prepared By Client” or documentation RELATING TO the debtors and any AFFILIATE(S).
6. COMMUNICATIONS RELATING TO the financial audit process of the debtors and any AFFILIATE(S), including all management letters and letters of representation.
7. ALL DOCUMENTS RELATING TO transfers, individually over \$50,000 or cumulatively over \$100,000 between or among the debtors and their AFFILIATE(S) during the past three (3) years.

8. ALL DOCUMENTS RELATING TO bank, money market, investment, brokerage, credit card or other accounts of each debtor including account creation documents, signature cards, account statements, wire advises, deposit slips, check copies, debit memos, and credit memos. In regard to account creation documents (including signature cards) for the 25 years prior to the PETITION DATE.
9. Monthly budgets for all departments, divisions, segments, agencies (or similar units) of the debtor along with budget versus actual variance reports.
10. All business plans and associated financial projections prepared by or for the debtors.

Personal Property

1. ALL PERSONAL PROPERTY inventories (including listings or schedules) from the 25 years prior to the PETITION DATE, including inventory of insurance documents (e.g. listings of in-force values, replacement costs, statement of value), prepared for the debtors and their AFFILIATES.
2. Any appraisals or valuation reports of PERSONAL PROPERTY, owned during the 25 years prior to the PETITION DATE, by the debtors and/or their AFFILIATES.

Insurance

1. ALL DOCUMENTS EVIDENCING insurance coverage for the debtors and their AFFILIATES, including the existence of actual, possible, and/or missing INSURANCE POLICIES.
2. Copies of all general liability INSURANCE POLICIES, under which the debtors assert a CLAIM or in which a debtor member, board or AFFILIATE(S) asserts an interest in the proceeds.

3. True and Correct copies of all DOCUMENTS EVIDENCING COMMUNICATION by any Debtor, member, board, trustee or AFFILIATE(S), regarding insurance coverage for ABUSE CLAIMS. This request includes but is not limited to reservation-of-right letters, denial letters, correspondence between or amount any debtor, member, board, trustee regarding insurance coverage for ABUSE CLAIMS, and correspondence between any debtor, member, board, trustee, AFFILIATE(S) and an INSURER.
4. ALL DOCUMENTS EVIDENCING defense costs paid by INSURERS for ABUSE CLAIMS. This request includes but is not limited to amounts paid by INSURERS and amounts due by INSURERS.
5. ALL DOCUMENTS RELATING TO any “insurance buyback” including but not limited to COMMUNICATIONS between any debtors’ member, trustee, board and any INSURER and between and amount any debtor’s member, trustee, board, negotiations, settlement drafts, the buyback agreement(s) exhibits, amendments, to or subsequent communications relating to the buyback agreement(s) and insurance policies covered by such agreement.

Abuse Claims

1. ALL DOCUMENTS RELATING TO ABUSE CLAIMS alleged to have taken place since January 1, 1975, regardless of whether allegations of SEXUAL ABUSE were deemed credible or substantiated. This Request includes allegations against living and deceased PERSONS.
2. All lists, or partial or draft list of all PERSONS accused of SEXUAL ABUSE since January 1, 1975, and for whose actions the debtors maybe responsible or liable. This Request is not limited to “credible accusations”.

3. All personnel files and records, including, without limitation, work assignment histories, work performance evaluations, correspondence, and disciplinary records RELATING TO every PERSON accused of SEXUAL ABUSE, who has operated for the debtors and their AFFILIATE(S) since January 1, 1975. This Request is not limited to “credible accusations.”
4. ALL DOCUMENTS RELATING TO any complaints, allegations, or reports that the Debtors and/or their AFFILIATE(S), violated or failed to comply with any local or state child sexual abuse reporting requirements, including but not limited to, correspondence, reports, complaints and disciplinary records during the 25 years prior to the PETITION DATE.
5. ALL DOCUMENTS RELATING TO the debtors and/or any AFFILIATE(S) settlement of then-existing ABUSE CLAIMS (including settlement agreements with SURVIVORS, whether or not “confidential”) during the 25 years prior to the PETITION DATE.
6. DOCUMENTS sufficient to IDENTIFY the amount and sources of funds the debtors used to pay settlement of ABUSE CLAIMS.
7. ALL COMMUNICATION RELATING TO ABUSE CLAIMS by the debtors and/or any AFFILIATE, with any of the following PERSONS: any state or federal governmental agency, authority, or entity, including without limitation district attorneys’, offices, police departments, the United States Department of Justice, or any law enforcement agency. This Request seeks responsive COMMUNICATION, during the 25 years prior to the PETITION DATE.

8. ALL DOCUMENTS RELATING TO subpoenas from any governmental agency or entity (local, state, federal) direct to or served on YOU RELATING TO the issue of SEXUAL ABUSE, including written responses and DOCUMENTS productions.

Stuart Mermelstein, Esq.
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Fax: (305) 931-0877
Counsel for CVA Claimants

Hearing Date: March 11, 2026, at 1:00 p.m.
Objections Due by: March 6, 2026 at 4:00 p.m.

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK**

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In re:

Chapter 11

Sheltering Arms Children and Family
Services Inc.

Case No. 24-41037
Honorable Jill Mazer Marino

Debtor.

-----X

**NOTICE OF HEARING ON THE 2004 MOTION OF CHILD SEX ABUSE
SURVIVORS-CREDITORS FOR ENTRY OF AN ORDER PURSUANT TO
BANKRUPTCY RULE 2004 AUTHORIZING AND DIRECTING THE PRODUCTION
OF DOCUMENTS BY THE DEBTOR**

PLEASE TAKE NOTICE that on February 6, 2026, Herman Law Firm, Counsel for 16
CVA Survivors filed *Creditor's Motion of Child Sex Abuse Survivors-Creditors for Entry of an
Order Pursuant to Bankruptcy Rule 2004 Authorizing and Directing the Production of
Documents by the Debtor* (the "Motion")

PLEASE TAKE FURTHER NOTICE, that if there are no timely filed objections the
relief requested in the Motion may be deemed unopposed and the Order granting the Motion may
be entered without further notice.

PLEASE TAKE FURTHER NOTICE, that objections, if any, to the Motion shall be made in writing, shall state with particularity the grounds for the objection, and shall be filed with the Court, in electronic format, by utilizing the Court's electronic case filing system at: <https://ecf.nyeb.uscourts.gov/>, or if the same cannot be filed electronically, by manually filing same with the Clerk of the Court together with a CD-ROM containing same in Word and PDF format, with a hard copy provided to the Clerk of the Court's Office at the Bankruptcy Court, Conrad B. Duberstein U.S. Courthouse, 271-C Cadman Plaza East, Suite 1595, Brooklyn, NY 11201, and served upon: (a) Stuart Mermelstein, Herman Law 475 Fifth Avenue 17th Floor, New York, New York 10017; and (b) the Office of the United States Trustee for the Eastern District of New York, Alexander Hamilton Custom House, One Bowling Green, Suite 510, New York, New York 10004, Attn: Jeremy S. Sussman, Esq. (the "Notice Parties"), so as to be actually received by the Notice Parties by no later than **March 6th, 2026 at 4:00 p.m.** (prevailing Eastern Time).

PLEASE TAKE FURTHER NOTICE, that the hearing to consider the relief requested in the Motion will be held on **March 11th, 2026 at 1:00 p.m.** (prevailing Eastern Time) (the "Hearing"), before the Honorable Jil Mazer-Marino, United States Bankruptcy Judge for the Eastern District of New York, at the Conrad B. Duberstein U.S. Courthouse, 271-C Cadman Plaza East, Suite 1595, Brooklyn, NY 11201. The Hearing may be held in person, by phone, or by videoconference. Regardless of whether you intend to appear in person, by phone, or by videoconference, those intending to appear at the Hearing must register with e-Court Appearances no later than two (2) days prior to the Hearing. The phone number or video link for the Hearing will be emailed only to those that register with e-Court Appearances in advance of the final hearing. Instructions for registering with e-Court Appearances can be found at <https://www.nyeb.uscourts.gov/node/2126>. If you do not have internet access or are otherwise

unable to register with e-Court Appearances, you may call or email Judge Mazer-Marino's courtroom deputy for instructions at (347) 394-1844, JMM_Hearings@nyeb.uscourts.gov.

Dated: New York, NY

February 6, 2026

HERMAN LAW, PA

By: /s/ Stuart Mermelstein
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*Counsel for the CVA
Survivors*